



DT03 Rec'd USPTO 06 DEC 2002

09/807470

PATENT
0020-4850P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: TOHDOH et al. Conf.: 7636
Appl. No.: 09/807,470 Group: 1645
Filed: May 4, 2001 Examiner: W. M. ALVARADO
For: NOVEL PROTEIN WAR-1 AND GENE THEREOF

LETTER SUBMITTING DOCUMENTS
FOR COMPLETION OF AN APPLICATION
PURSUANT TO 37 C.F.R. § 1.53(f) and/or § 1.53(d)

Assistant Commissioner for Patents
Washington, DC 20231

December 6, 2002

Sir:

Pursuant to the USPTO Notification of Defective Response dated November 6, 2002, attached hereto are fifteen (15) sheets of corrected Formal Drawings. Please substitute these corrected drawings for the corresponding fifteen (15) sheets of drawings on file in the above-identified application.

The Government Filing Surcharge in the amount of \$130.00 under 37 C.F.R. § 1.492(f) for filing of translation of application and/or the Annexes later than the appropriate 30 months from the priority date is attached hereto.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee

12/11/2002 GFREY1 00000056 09807470

01 FC:1618

130.00 OP

Appl. No. 09/807,470

required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

John W. Bailey, #32,881

JWB/end
0020-4850P

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ATTACHMENTS

(Rev. 09/02/02)



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/807,470	Naoki Tohdoh	0020-4850P

2292
BIRCH STEWART KOLASCH & BIRCH
PO BOX 747
FALLS CHURCH, VA 22040-0747



DOCKETED ES

12-6-02

Response

INTERNATIONAL APPLICATION NO.	
PCT/JP99/05631	
IA. FILING DATE	PRIORITY DATE
10/13/1999	10/13/1998

CONFIRMATION NO. 7636

371 FORMALITIES LETTER



Date Mailed: 11/06/2002

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Biochemical Sequence Diskette
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

Applicant's response filed 05/04/2001 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 05/09/2001 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below.
 - The text in the drawings has not been properly translated.
- Processing fee for providing the translation of the application and/or the Annexes later than the appropriate 30 months from the priority date (37 CFR 1.492(f)).

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this

Notification r within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 for English translation surcharge required.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/807,470	PCT/JP99/05631	0020-4850P

FORM PCT/DO/EO/916 (371 Formalities Notice)